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1631 B

Please place a plus sign inside this box → ☐

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number 09/422,838

Filing Date October 22, 1999

First Named Inventor Liu et al.

Group Art Unit 1631

Examiner Name Michael L. Borin

Total Number of Pages in This Submission

Attorney Docket Number 01017/36263

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SEP 12 2003
TECH CENTER 1600/2000**ENCLOSURES (check all that apply)**☒ Fee Transmittal Form☐ Fee Attached☒ Amendment/Response to Office Action☐ After Final☐ Affidavits/declaration(s)☒ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/ Incomplete Application☐ Response to Missing Parts under 37 CFR 1.52 or 1.53☐ Assignment Papers (for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a Provisional Application☐ Power of Attorney, Revocation Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ After Allowance Communication to Group☐ Appeal Communication to Board of Appeals and Interferences☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Other Enclosure(s) (please identify below)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name

MARSHALL, GERSTEIN & BORUN LLP
Lynn L. Janulis, Ph.D. - 53, 066

Signature

Date

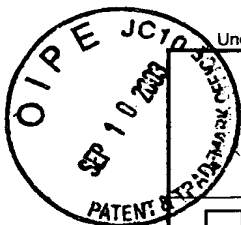
September 8, 2003

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Dated: 9/8/03

Signature:

(Lynn L. Janulis, Ph.D.)



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PTO/SB/17 (10-02)
Approved for use through 10/31/2002. OMB 0651-0032

FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

Complete if Known

Application Number 09/422,838
Filing Date October 22, 1999
First Named Inventor Liu et al.
Examiner Name Michael L. Borin
Group Art Unit 1631
Attorney Docket No. 01017/38263

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TECH CENTER 1600/2900

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 930.00

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account

Deposit Account Number

13-2855

Deposit Account Name

MARSHALL, GERSTEIN & BORUN LLP

The Commissioner is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$) 0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	- ** =	x	=
Multiple Dependent	- ** =	x	=

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	930.00
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 930.00

SUBMITTED BY

Name (Print/Type) Lynn L. Janulis, Ph.D.

Registration No. (Attorney/Agent)

53,066

Complete (if applicable)

Telephone 312-474-6300

Signature

Lynn L. Janulis

Date

September 8, 2003

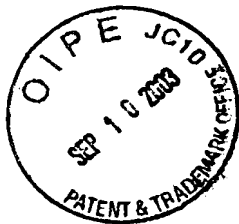
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Dated: September 8, 2003

Signature:

Lynn L. Janulis

(Lynn L. Janulis, Ph.D.)



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PATENT

Attorney Docket No: 01017/36263

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Liu *et al.*

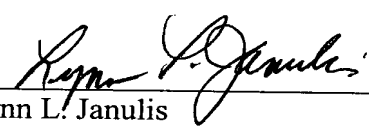
Serial No.: 09/422,838

Filed: October 22, 1999

For: Thrombopoietic Compounds

Group Art Unit: 1631

Examiner: Michael L. Borin

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) date:
)
) September 8, 2003
)
) 
) Lynn L. Janulis
) Reg. No. 53,066

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION OF MARCH 6, 2003

Sir:

This paper is filed in response to the Office Action of March 6, 2003. Claims 1, 2, and 27 were rejected under 35 U.S.C. §§ 102 and 103(a) and claims 7, 16, and 24 were objected to as being dependent upon a rejected base claim. Claims 3-6, 8-15, 17-23, 25-26, and 28-34 were withdrawn from consideration because these claims were drawn to a non-elected invention, and not for any reason related to patentability. The Applicants reserve the right to petition this decision.

Reconsideration and withdrawal of the rejections and objections are respectfully requested in light of the following remarks. This response is timely filed along with a petition for a three-month extension of time and the appropriate fee. Should any additional fee be deemed necessary in connection with the filing of this response, the Commissioner is hereby authorized to deduct any such fee from Marshall, Gerstein & Borun deposit account number 13-2855.